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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

ALEKSEY SMOTKIN,) No. C 05 0423 MJJ (JL)
Petitioner,)
v.) STIPULATION TO REMAND MATTER
DEPARTMENT OF HOMELAND) TO U.S. CITIZENSHIP & IMMIGRATION
SECURITY, MICHAEL CHERTOFF,) SERVICES FOR ADJUDICATION OF
Secretary, et al.,) NATURALIZATION APPLICATION;
Respondents.) [PROPOSED] ORDER
Honorable Martin J. Jenkins

U.S. Citizenship and Immigration Services (“U.S. CIS”) has received and completed its review of the results of the security checks for Mr. Smotkin. Accordingly, U.S. CIS is prepared to adjudicate Mr. Smotkin’s naturalization application at this time. However U.S. CIS cannot act on the naturalization application while this action is pending. Accordingly, the parties request that the Court remand this matter to U.S. CIS for immediate adjudication of Mr. Smotkin’s naturalization application.

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1 DATED: May 6, 2005

JEWISH FAMILY & CHILDREN SERVICES

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3 /s/ Geri N. Kahn
4 GERI N. KAHN
Attorneys for Plaintiff

5 DATED: May 5, 2005

KEVIN V. RYAN
United States Attorney

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7 /s/ Alison E. Daw
8 ALISON E. DAW
Assistant United States Attorney
Attorneys for Defendant

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10 **ORDER**

11 Pursuant to the stipulation of the parties, the Court hereby REMANDS this matter to U.S.
12 Citizenship and Immigration Services with instructions that it complete adjudication of Mr.
13 Smotkin's naturalization application within 2 business days of this order.

14 IT IS SO ORDERED.

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16 DATED: May 8, 2005

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18 /s/
19 MARTIN J. JENKINS
20 United States District Judge
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